06-CV-05201-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

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CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA
BY _____ DEPUTY

ALEJANDRO CHAVARIA-ROMO

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

CASE NO.   C06-5201RBL
CR05-5382RBL

ORDER REQUIRING ANSWER

This matter comes before the court on the Petitioner's Motion to Set Aside Sentence/Conviction pursuant to 28: U.S.C. §2255.

Therefore, it is hereby ORDERED that:

(1) If not previously accomplished, the Clerk shall arrange for service upon the United States Attorney, copies of the 2255 motion and of all documents in support thereof.

(2) The United States shall file and serve an answer in accordance with Rule 5 of the Rules Governing §2255 Cases in United States District Courts not later than *JUNE 15, 2006.* As part of such answer, the United States should state its position as to whether an evidentiary hearing is necessary and whether there is any issue as to abuse or delay under Rule 9.

The respondent shall file the answer with the Clerk of the Court and serve a copy of the answer upon the petitioner or petitioner's counsel. The answer, and all further pleadings shall include both the civil and criminal case numbers supplied in this order.

(3) Any reply by the petitioner shall be filed and served on or before *JUNE 29, 2006.*

The Clerk shall note the 2255 Motion, on the court's calendar, for Friday, JUNE 30. 2006

The Clerk of this Court is instructed to send uncertified copies of this Order to the petitioner, if unrepresented, and to all counsel of record.

IT IS SO ORDERED this __14th__ day of ~~MAY, 2005~~ April, 2006.

RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE

Order Requiring Answer